

SECOND REGULAR SESSION

# SENATE BILL NO. 993

95TH GENERAL ASSEMBLY

INTRODUCED BY SENATOR CROWELL.

Read 1st time February 23, 2010, and ordered printed.

TERRY L. SPIELER, Secretary.

5183S.011

## AN ACT

To authorize the conveyance of certain state properties, with emergency clause.

*Be it enacted by the General Assembly of the State of Missouri, as follows:*

**Section 1. 1. The governor is hereby authorized and empowered  
2 to sell, transfer, grant, convey, remise, release and forever quitclaim all  
3 interest of the state of Missouri in real property located at the Veterans  
4 Home in Cape Girardeau, Cape Girardeau County, Missouri, to the City  
5 of Cape Girardeau more particularly described as follows:**

**6 RIGHT OF WAY TRACT FOR  
7 MISSOURI VETERANS HOME  
8 PERTAINING TO TRACTS RECORDED IN BOOK NO. 452 -  
9 PAGE 71 AND IN BOOK NO. 677 - PAGE 395  
10 A PART OF THE SOUTHWEST QUARTER OF SECTION 22,  
11 TOWNSHIP 31 NORTH, RANGE 13 EAST, OF THE FIFTH  
12 PRINCIPAL MERIDIAN, CITY AND COUNTY OF CAPE  
13 GIRARDEAU, STATE OF MISSOURI, BEING MORE  
14 PARTICULARLY DESCRIBED AS FOLLOWS:**

**15 Commencing at a 5/8" iron pin (found) at the south quarter  
16 corner of Section 22; Thence N 89 degrees 07' 59" W,  
17 1,121.26 feet along the south line of the southwest quarter  
18 to a point on the east right of way line of Interstate 55,  
19 said point being 130.00 feet easterly of and normal to  
20 Interstate 55 centerline station 1065+46.97; Thence along  
21 said right of way line, N 21 degrees 17' 45" W, 1,385.92 feet  
22 to the southwest corner of a tract of land as recorded in  
23 book no. 452 at page no. 71 of the land records of the  
24 County Recorder's Office, said point being the TRUE**

## 25 POINT OF BEGINNING:

26 Thence continuing along said right of way the following  
27 courses and distances:

28 N 21 degrees 17' 45" W, 561.05 feet to a point being 130.00  
29 feet easterly of and normal to the centerline of Interstate  
30 Route 55, station 1046+00.00; Thence N 18 degrees 47' 27" W,  
31 461.53 feet to a point being 150.17 feet easterly of and  
32 normal to the centerline of Interstate Route 55, station  
33 1041+38.91, said point being the beginning of curve  
34 concave to the southeast having a central angle of 44  
35 degrees 15' 16" and a radius of 230.00 feet; Thence leaving  
36 said right of way line and along said curve in  
37 northwesterly and northeasterly direction, 177.65 feet;  
38 Thence N 25 degrees 27' 49" E, 127.92 feet to a point on the  
39 north line of a tract of land as recorded in book no. 677 at  
40 page no. 395; Thence along said north line, N 64 degrees 38'  
41 07" E, 94.99 feet; Thence leaving said north line, S 25  
42 degrees 27' 49" W, 201.56 feet to the beginning of a curve,  
43 concave to the southeast, having a central angle of 44  
44 degrees 15' 16" and a radius of 170.00 feet; Thence along  
45 said curve in a southwesterly and southeasterly direction,  
46 131.31 feet; Thence S 18 degrees 47' 27" E, 460.21 feet;  
47 Thence S 21 degrees 17' 45" E, 526.95 feet to a point on the  
48 south line of the afore said tract of land; Thence along said  
49 south line, S 40 degrees 02' 58" W, 68.37 feet to the True  
50 Point of Beginning, containing 1.82 acres more or less.  
51 (79,445 square feet).

52 2. The commissioner of administration shall set the terms and  
53 conditions for the conveyance as the commissioner deems  
54 reasonable. Such terms and conditions may include, but are not limited  
55 to, the time, place, and terms of the conveyance.

56 3. The attorney general shall approve as to form the instrument  
57 of conveyance.

Section 2. 1. The governor is hereby authorized and empowered  
2 to sell, transfer, grant, and convey a permanent easement and  
3 temporary construction easement over, on, and under property owned  
4 by the state in Cape Girardeau, Cape Girardeau County, Missouri to the

5 City of Cape Girardeau, to be more particularly described as follows:  
6 PERMANENT SLOPE EASEMENT  
7 PERMANENT SLOPE EASEMENT FOR  
8 MISSOURI VETERANS HOME  
9 PERTAINING TO TRACT RECORDED IN BOOK NO. 452 -  
10 PAGE 71  
11 A PART OF THE SOUTHWEST QUARTER OF SECTION 22,  
12 TOWNSHIP 31 NORTH, RANGE 13 EAST, OF THE FIFTH  
13 PRINCIPAL MERIDIAN, CITY AND COUNTY OF CAPE  
14 GIRARDEAU, STATE OF MISSOURI, BEING MORE  
15 PARTICULARLY DESCRIBED AS FOLLOWS:  
16 Commencing at a 5/8" iron pin (found) at the south quarter  
17 corner of Section 22; Thence N 89 degrees 07' 59" W,  
18 1,121.26 feet along the south line of the southwest quarter  
19 to a point on the east right of way line of Interstate 55,  
20 said point being 130.00 feet easterly of and normal to  
21 Interstate 55 centerline station 1065+46.97; Thence along  
22 said right of way line, N 21 degrees 17' 45" W, 1,385.92 feet  
23 to the southwest corner of a tract of land as recorded in  
24 book no. 452 at page no. 71 of the land records of the  
25 County Recorder's Office; Thence N 40 degrees 02' 58" E,  
26 68.37 feet along the south line of said tract to the TRUE  
27 POINT OF BEGINNING;  
28 Thence continuing along said south line, N 40 degrees 02'  
29 58" E, 17.09 feet; Thence leaving said south line, N 21  
30 degrees 17' 45" W, 16.25 feet; Thence N 23 degrees 42' 15" E,  
31 70.71 feet; Thence N 21 degrees 17' 45" W, 189.01 feet;  
32 Thence N 13 degrees 41' 46" E, 61.03 feet; Thence N 21  
33 degrees 17' 45" W, 6.85 feet; Thence N 74 degrees 25' 33" W,  
34 75.46 feet; Thence N 17 degrees 11' 40" W, 144.13 feet;  
35 Thence N 31 degrees 45' 20" W, 47.14 feet; Thence N 23  
36 degrees 21' 53" W, 126.01 feet; Thence N 24 degrees 47' 59"  
37 W, 96.45 feet; Thence S 71 degrees 12' 33" W, 19.94 feet;  
38 Thence S 18 degrees 47' 27" E, 252.05 feet; Thence S 21  
39 degrees 17' 45" E, 526.95 feet to the True Point of  
40 Beginning, containing 0.87 acres more or less. (37,936  
41 square feet)

42           **TEMPORARY CONSTRUCTION EASEMENT 1**  
43           **TRACT NO. 4**  
44           **MISSOURI VETERANS HOME**  
45           **PERTAINING TO TRACTS RECORDED IN BOOK NO. 452 -**  
46           **PAGE 71 AND BOOK NO. 677 - PAGE 395**  
47           **A PART OF THE SOUTHWEST QUARTER OF SECTION 22,**  
48           **TOWNSHIP 31 NORTH, RANGE 13 EAST, OF THE FIFTH**  
49           **PRINCIPAL MERIDIAN, CITY AND COUNTY OF CAPE**  
50           **GIRARDEAU, STATE OF MISSOURI, BEING MORE**  
51           **PARTICULARLY DESCRIBED AS FOLLOWS:**  
52           **Commencing at a 5/8" iron pin (found) at the south quarter**  
53           **corner of Section 22; Thence N 89° 07' 59" W, 1,121.26 feet**  
54           **along the south line of the southwest quarter to a point on**  
55           **the east right of way line of Interstate 55, said point being**  
56           **130.00 feet easterly of and normal to Interstate 55**  
57           **centerline station 1065+46.97; Thence along said right of**  
58           **way line, N 21° 17' 45" W, 1,385.92 feet to the southwest**  
59           **corner of a tract of land as recorded in book no. 452 at**  
60           **page no. 71 of the land records of the County Recorder's**  
61           **Office; Thence N 40° 02' 58" E, 68.37 feet along the south**  
62           **line of said tract to the TRUE POINT OF BEGINNING;**  
63           **Thence continuing along said south line, N 40° 02' 58" E,**  
64           **28.49 feet; Thence leaving said south line, N 21° 17' 45" W,**  
65           **6.64 feet; Thence N 23° 42' 15" E, 70.71 feet; Thence N 21° 17'**  
66           **45" W, 190.00 feet; Thence N 13° 41' 46" E, 61.03 feet; Thence**  
67           **N 21° 17' 45" W, 15.00 feet; Thence N 74° 25' 33" W, 75.00 feet;**  
68           **Thence N 17° 11' 40" W, 139.95 feet; Thence N 31° 45' 20" W,**  
69           **47.68 feet; Thence N 23° 21' 53" W, 125.40 feet; Thence N 24°**  
70           **47' 59" W, 95.52 feet; Thence N 18° 47' 27" W, 30.00 feet;**  
71           **Thence N 16° 12' 05" E, 61.03 feet; Thence N 40° 35' 32" W,**  
72           **107.70 feet; Thence N 11° 40' 11" W, 98.75 feet; Thence N 20°**  
73           **44' 52" E, 75.25 feet; Thence S 68° 47' 12" E, 73.68 feet;**  
74           **Thence N 21° 12' 53" E, 62.05 feet; Thence S 90° 00' 00" E,**  
75           **29.70 feet; Thence N 0° 00' 00" E, 87.43 feet; Thence S 90° 00'**  
76           **00" E, 181.00 feet; Thence N 0° 04' 00" W, 77.90 feet to a**  
77           **point on the south line of a tract of land as recorded in**  
78           **book no. 691 at page no. 299; Thence along said south line**

79 S 89° 55' 56" W, 173.35 feet to the northeast corner of a tract  
80 of land as recorded in book no. 677 at page no. 395; Thence  
81 along the north line of said tract, S 64° 38' 07" W, 81.56 feet;  
82 Thence leaving said north line, S 25° 27' 49" W, 201.56 feet  
83 to the beginning of a curve concave to the southeast  
84 having a central angle of 44° 15' 16" and a radius of 170.00  
85 feet; Thence along said curve in a southwesterly and  
86 southeasterly direction, 131.31 feet; Thence S 18° 47' 27" E,  
87 460.21 feet; Thence S 21° 17' 45" E, 526.95 feet to the point  
88 of beginning, containing 2.07 acres more or less. (90,353  
89 square feet)

90 **TEMPORARY CONSTRUCTION EASEMENT 2**

91 **TRACT NO. 4**

92 **MISSOURI VETERANS HOME**

93 **PERTAINING TO TRACTS RECORDED IN BOOK NO. 452 -**

94 **PAGE 71 AND BOOK NO. 677 - PAGE 395**

95 **A PART OF THE SOUTHWEST QUARTER OF SECTION 22,**  
96 **TOWNSHIP 31 NORTH, RANGE 13 EAST, OF THE FIFTH**  
97 **PRINCIPAL MERIDIAN, CITY AND COUNTY OF CAPE**  
98 **GIRARDEAU, STATE OF MISSOURI, BEING MORE**  
99 **PARTICULARLY DESCRIBED AS FOLLOWS:**

100 **Commencing at a 5/8" iron pin (found) at the south quarter**  
101 **corner of Section 22; Thence N 89° 07' 59" W, 1,121.26 feet**  
102 **along the south line of the southwest quarter to a point on**  
103 **the east right of way line of Interstate 55, said point being**  
104 **130.00 feet easterly of and normal to Interstate 55**  
105 **centerline station 1065+46.97; Thence along said right of**  
106 **way line, N 21° 17' 45" W, 1,385.92 feet to the southwest**  
107 **corner of a tract of land as recorded in book no. 452 at**  
108 **page no. 71 of the land records of the County Recorder's**  
109 **Office, said point being 130.00 feet easterly of and normal**  
110 **to the centerline of Interstate Route 55, station 1051+61.04;**  
111 **Thence N 21° 17' 45" W, 561.05 feet to a point being 130.00**  
112 **feet easterly of and normal to the centerline of Interstate**  
113 **Route 55, station 1046+00.00; Thence N 18° 47' 27" W, 461.53**  
114 **feet to a point being 150.17 feet easterly of and normal to**  
115 **the centerline of Interstate Route 55, station 1041+38.91,**

116 said point being the beginning of curve concave to the  
117 southeast having a central angle of 44° 15' 16" and a radius  
118 of 230.00 feet and being the TRUE POINT OF BEGINNING;  
119 Thence leaving said right of way line and along said curve  
120 in northwesterly and northeasterly direction, 177.65 feet;  
121 Thence N 25° 27' 49" E, 127.92 feet to a point on the north  
122 line of a tract of land as recorded in book no. 677 at page  
123 no. 395; Thence along said north line, S 64° 38' 07" W, 71.24  
124 feet; Thence leaving said north line, S 25° 27' 49" W, 5.33  
125 feet; Thence S 05° 42' 42" W, 113.00 feet; Thence S 29° 40' 55"  
126 W, 44.31 feet to the east right of way line of Interstate  
127 Route 55; Thence along said right of way line, S 18° 47' 27"  
128 E, 107.95 feet to the point of beginning, containing 0.13  
129 acres, more or less. (5,743 square feet)

130 **TEMPORARY CONSTRUCTION EASEMENT 3**

131 **TRACT NO. 4**

132 **MISSOURI VETERANS HOME**

133 **PERTAINING TO TRACT RECORDED IN BOOK NO. 452 -**  
134 **PAGE 71**

135 **A PART OF THE NORTHWEST QUARTER AND A PART OF**  
136 **THE SOUTHWEST QUARTER OF SECTION 22, TOWNSHIP**  
137 **31 NORTH, RANGE 13 EAST, OF THE FIFTH PRINCIPAL**  
138 **MERIDIAN, CITY AND COUNTY OF CAPE GIRARDEAU,**  
139 **STATE OF MISSOURI, BEING MORE PARTICULARLY**  
140 **DESCRIBED AS FOLLOWS:**

141 **Commencing at a point on the south right of way line of**  
142 **U.S. Route 61, said point being 275.00 feet southwesterly of**  
143 **and normal to the centerline of the north bound lane of**  
144 **U.S. Route 61, station 911+51.76, said point also being at**  
145 **the intersection of said right of way line and the east line**  
146 **of a tract of land as recorded in the land records of the**  
147 **County Recorder's Office in book no. 630 at page no. 151,**  
148 **Thence along said south right of way line, S 58° 54' 45" E,**  
149 **11.58 feet to the TRUE POINT OF BEGINNING; Thence**  
150 **continuing along said south right of way line, S 58° 54' 45"**  
151 **E, 60.00 feet; Thence leaving said right of way line, S 31°**  
152 **05' 15" W, 140.00 feet; Thence N 58° 54' 45" W, 60.00 feet;**

153 Thence N 31° 05' 15" E, 140.00 feet to the point of beginning,  
154 containing 0.19 acres more or less. (8,400 square feet)

155 2. The commissioner of administration shall set the terms and  
156 conditions for the conveyance as the commissioner deems  
157 reasonable. Such terms and conditions may include, but are not limited  
158 to, the time, place, and terms of the conveyance.

159 3. The attorney general shall approve as to form the instrument  
160 of conveyance.

Section 3. 1. The governor is hereby authorized and empowered  
2 to sell, transfer, grant, convey, remise, release and forever quitclaim all  
3 interest of the state of Missouri in real property located at the Missouri  
4 Lottery Headquarters, Jefferson City, Cole County, Missouri, to owners  
5 of certain private property for the purpose of vacating an easement  
6 more particularly described as follows:

7 Part of the Northwest quarter of Section 24, Township 44  
8 North, Range 12 West, in the City of Jefferson, Missouri,  
9 more particularly described as follows: From the  
10 southwest corner of the Northwest quarter of the  
11 Northwest quarter of said Section 24; thence South 88  
12 degrees 30 minutes 55 seconds east, 855.87 feet, to an old  
13 iron bar in the northwesterly right-of- way line of U.S.  
14 Highway No. 54; thence along said northwesterly right-of-  
15 way line, North 45 degrees 31 minutes 05 seconds east,  
16 497.73 feet, to an old iron rod, at the most southerly corner  
17 of a tract conveyed to the owners of certain private  
18 property, by deed of record in Book 242, page 624, Cole  
19 County Recorder's Office; thence continuing along the  
20 northwesterly right-of-way line of said Highway No. 54,  
21 North 45 degrees 31 minutes 05 seconds east, 96.80 feet, to  
22 a right-of way marker; thence North 28 degrees 16 minutes  
23 17 seconds east, 16.15 feet, to the beginning point of this  
24 easement; thence continuing a long said northwesterly  
25 right-of-way line, North 28 degrees 16 minutes 17 seconds  
26 east, 30.00 feet, to a point; thence North 61 degrees 43  
27 minutes 43 seconds west, 178.29 feet, to a point; thence  
28 North 28 degrees 16 minutes 17 seconds east, 85.00 feet, to  
29 a point on the northeasterly line of the said private

30 **property owner tract; thence North 61 degrees 43 minutes**  
31 **43 seconds west, along the said northeasterly line of the**  
32 **private property owner tract, 15.00 feet; to the most**  
33 **northerly corner of said tract; thence South 28 degrees 16**  
34 **minutes 17 seconds west, along the northwesterly line of**  
35 **said private property owner tract, 115 feet; thence South**  
36 **61 degrees 43 minutes 43 seconds east, 193.29 feet, to the**  
37 **beginning point of this easement.**

38 **2. The commissioner of administration shall set the terms and**  
39 **conditions for the conveyance as the commissioner deems**  
40 **reasonable. Such terms and conditions may include, but are not limited**  
41 **to, the time, place, and terms of the conveyance.**

42 **3. The attorney general shall approve as to form the instrument**  
43 **of conveyance.**

Section A. Because immediate action is necessary to continue economic  
2 development efforts, sections 1, 2, and 3 of this act are deemed necessary for the  
3 immediate preservation of the public health, welfare, peace, and safety, and are  
4 hereby declared to be an emergency act within the meaning of the constitution,  
5 and sections 1, 2, and 3 of this act shall be in full force and effect upon its  
6 passage and approval.

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